

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Survey and Land Records Department – Allegation of corruption against Sri Nammi Pydi Raju, Mandal Surveyor, Makavarapalem Mandal, Visakhapatnam District - Trapped on 27-11-2008 - Sanction of prosecution – Orders – Issued.

REVENUE (VIGILANCE. IV. 2) DEPARTMENT

G.O.Ms.No. 977

Dated: 16-09-2009

ORDER :

1) Whereas Sri Nammi Pydi Raju, worked as Surveyor, Makavarapalem Mandal, Visakhapatnam District from 07-07-2005 to 28-11-2008 and by virtue of post held by him, he falls under the category of Public Servant as defined under section 2 (c) of the Prevention of Corruption Act, 1988;

2) And whereas, Sri Rongali Chinnayya Naidu, S/o Peda Nayanna is eking his livelihood by doing cultivation and his father has 4 acres of land in Bheemaboyinapalem village. The Tahasildar, Makavarapalem Mandal issued pass books for only Ac.3-69 Cents out of 4 acres. He applied to Tahasildar, Makavarapalem Mandal on 11-11-2008 with a request to enter the remaining land in pass books and paid chalan for survey on the same date. The Surveyor Sri N.Pydi Raju surveyed their land on 14-11-2008 and on 17-11-2008. Then Sri Rongali Chinnayya Naidu met the Surveyor and requested to send his survey report to the Tahasildar. Again Rongali Chinnayya Naidu met the Surveyor on 24-11-2008, the Surveyor demanded Rs. 1,500/- as bribe to send his report to the Tahasildar, he also stated that he would not send the report unless bribe amount is paid. Then Rongali Chinnayya Naidu met the Surveyor on 26-11-2008 and pleaded his inability for paying bribe of Rs. 1,500/-, then the Surveyor reduced the bribe to Rs. 800/- and asked him to bring the amount on 27-11-2008 and informed that after receipt of bribe only, he would send the report. Rongali Chinnayya Naidu reluctantly agreed to come on 27-11-2008 with bribe amount. Sri Rongali Chinnayya Naidu was quite unwilling to give the bribe amount. Therefore, Rongali Chinnayya Naidu requested Deputy Superintendent of Police, ACB, Visakhapatnam to take action against Sri N. Pydiraju, who demanded Rs. 800/- as bribe to send survey report to the Tahasildar. The Deputy Superintendent of Police, Anti-Corruption Bureau, Visakhapatnam registered the complaint as a case in Cr.No.18/RCT-VSP/2008, under section 7 and section 13(2) readwith 13(1) (d) of Prevention of Corruption Act, 1988 on 27-11-08 at 06-30 hours and took up investigation;

3) And whereas it was further alleged that during the course of trap on 27-11-2008 at about 10-20 hours when Sri Rongali Chinnayya Naidu approached Sri N. Pydi Raju, Surveyor, Makavarapalem at his office room

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situated in the office of Tahsildar, Makavarapalem, Visakapatnam, Sri N. Pydiraju, Surveyor further demanded and accepted Rs. 800/- from Sri Rongali Chinnayya Naidu for doing official favour of surveying his land and handover the Survey Report to the Tahsildar, Makavarapalem, Visakhapatnam. The tainted currency of Rs. 800/- was recovered from the left side shirt pocket of Sri N.Pydiraju, Surveyor and fingers of both hands and inner linings of left side shirt pocket of Sri N. Pydiraju, Surveyor, yielded positive result, when subjected to chemical test. The Additional Judicial First Class Magistrate, Yelamanchili, Visakhapatnam examined the Complainant, Sri Rongali Chinnayya Naidu on 03-01-2009 u/s 164 Cr.P.C. and he fared well;

4) And whereas, the aforesaid acts of Sri N.Pydiraju, Surveyor, Makavarapalem, Visakhapatnam District constitute offences punishable under section 7 and sub-section (2) of section 13 readwith clause (d) of sub section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

5) And whereas, Government of Andhra Pradesh being the competent authority to remove Sri N.Pydiraju, Surveyor, Makavarapalem Mandal, Visakhapatnam from Government service after fully and carefully examining the material placed viz. copies of F.I.R., copies of statements of witnesses, copies of documents and other material placed before them in respect of the said allegation and having regard to the facts and circumstances of the case considered that Sri N.Pydiraju, Surveyor, Makavarapalem, Vsakhapatnam should be prosecuted in a court of law for the aforesaid offences;

6) Now therefore, in exercise of the powers conferred by clause (b) of the sub section (1) of section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) the Government of Andhra Pradesh hereby accord sanction for the prosecution of the said Sri N. Pydiraju, Surveyor, Makavarapalem Mandal, Visakhapatnam for the aforesaid offences punishable under sections 7 & 13(2) readwith section 13(1)(d) of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and for any other cognate offences punishable under any provisions of law for the time being in force in respect of the aforesaid act and for taking cognizance of the said offences by the court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJESHWAR TIWARI
SECRETARY TO GOVERNMENT

To
The Director General,
Anti-corruption Bureau,
Andhra Pradesh, Hyderabad.

//FORWARDED BY ORDER//

SECTION OFFICER